

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**UNITED STATES OF AMERICA**

**\* CRIMINAL DOCKET NO. 09-137**

**V.**

**\* SECTION: "S"**

**RAUL GARCIA**

**\***

**a/k/a Raul Garcia-Esteban**

**a/k/a Raul Esteban Garcia**

**\***

**a/k/a Raul Esteban-Garcia**

**a/k/a Guero**

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**FACTUAL BASIS**

Should this matter have gone to trial, the Government would have proved beyond a reasonable doubt, through the introduction of competent testimony and admissible tangible exhibits, the following facts to support the allegations charged by the Indictment now pending against the defendant:

The Defendant, **RAUL GARCIA** (hereinafter "**GARCIA**"), has agreed to plead guilty as charged to the one-count Indictment charging him with unlawful transfer of a document or authentication feature, in violation of Title 18, United States Code, Section 1028(a)(2).

An official with Transportation Security Administration (TSA) would testify that

Transportation Worker Identification Credentials (TWIC) are required for all individuals seeking unescorted access to secure areas of maritime facilities and vessels, and all mariners holding United States Coast Guard-issued credentials. Further, an official with TSA would testify that the TWIC program is administered by TSA, an agency of United States Department of Homeland Security, and is regulated by TSA and the United States Coast Guard.

Witnesses would testify that on or about January 22, 2009, in the Eastern District of Louisiana, **GARCIA** sold them not more than two false TWIC cards. The witnesses would testify that they, as well as **GARCIA**, knew that those TWIC cards were false identification documents and had false authentication features, which were produced without lawful authority but appeared to have been issued by or under the authority of the United States government.

Records from TSA would be introduced to show that TWIC cards were not properly assigned to “SANTILLANA, RENE” and “ESPINOZA JR, JORGE A”.

A special agent with the United States Department of Homeland Security, Immigration and Customs Enforcement (ICE) would testify that after being advised of his *Miranda* rights, **GARCIA** agreed to waive those rights and give a statement. The defendant stated he sold and transferred no more than two TWIC cards, knowing they were fraudulent. The defendant stated he knew the false TWIC cards were being made by

an unknown individual, and upon receiving photographs from the purchasers of the TWIC cards, the defendant gave the photographs to the unknown individual. After the false TWIC cards were made, the purchasers gave **GARCIA** money in exchange for those TWIC cards. **GARCIA** stated that he gave a portion of the money paid for the false TWIC cards to the unknown individual and kept a portion of the money for himself.

Finally, a Forensic Document Examiner from the ICE Forensic Document Laboratory would testify that an examination of the two TWIC cards purchased from **GARCIA** on or about January 22, 2009 revealed that each of those TWIC cards were counterfeit.

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ROBERT WEIR  
Special Assistant United States Attorney

Date

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RAUL GARCIA  
Defendant

Date

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VALERIE JUSSELIN  
Attorney for Defendant

Date